

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 115

Introduced By: Pahls, 31;
Read first time: January 8, 2007
Committee: Banking, Commerce and Insurance

A BILL

1 FOR AN ACT relating to insurance; to amend section 44-514,
2 Reissue Revised Statutes of Nebraska; to redefine automobile
3 liability policy; and to repeal the original section.
4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 44-514, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 44-514. For purposes of sections 44-514 to 44-521, unless
4 the context otherwise requires:

5 (1) Policy shall mean an automobile liability policy
6 providing all or part of the coverage defined in subdivision (2) of
7 this section, delivered or issued for delivery in this state, insuring
8 a natural person as named insured or one or more related individuals
9 resident of the same household, and under which the insured vehicles
10 designated in the policy are of the following types only: (a) A motor
11 vehicle of the private passenger or station wagon type that is not
12 used as a public or livery conveyance for passengers nor rented to
13 others; or (b) any other four-wheel motor vehicle of the pickup,
14 panel, or delivery type which is not used in the occupation,
15 profession, or business of the insured, except that sections 44-514 to
16 44-521 shall not apply (i) to any policy issued under an automobile
17 assigned risk plan; (ii) to any policy ~~insuring more than four~~
18 ~~automobiles;~~ subject to section 44-523; (iii) to any policy
19 covering garage, automobile sales agency, repair shop, service
20 station, or public parking place operation hazards; or (iv) to any
21 policy of insurance issued principally to cover personal or premises
22 liability of an insured even though such insurance may also provide
23 some incidental coverage for liability arising out of the ownership,
24 maintenance, or use of a motor vehicle on the premises of such insured
25 or on the way immediately adjoining such premises;

26 (2) Automobile liability coverage shall include only
27 coverage of bodily injury and property damage liability, medical

1 payments, uninsured motorist coverage, and underinsured motorist
2 coverage;

3 (3) Renewal or to renew shall mean the issuance and delivery
4 by an insurer of a policy replacing at the end of the policy period a
5 policy previously issued and delivered by the same insurer or the
6 issuance and delivery of a certificate or notice extending the term of
7 a policy beyond its policy period or term, except that (a) any policy
8 with a policy period or term of less than six months shall be
9 considered as if written for a policy period or term of six months and
10 (b) any policy written for a term longer than one year or any policy
11 with no fixed expiration date shall be considered as if written for
12 successive policy periods or terms of one year, and such policy may be
13 terminated at the expiration of any annual period upon giving twenty
14 days' notice of cancellation prior to such anniversary date, and such
15 cancellation shall not be subject to any other provisions of sections
16 44-514 to 44-521; and

17 (4) Nonpayment of premium shall mean failure of the named
18 insured to discharge when due any of his or her obligations in
19 connection with the payment of any premium on a policy or any
20 installment of such premium, whether the premium is payable directly
21 to the insurer or its agent or indirectly under any premium finance
22 plan or extension of credit.

23 Sec. 2. Original section 44-514, Reissue Revised Statutes of
24 Nebraska, is repealed.